

REMARKS

The following amendments and remarks are being submitted as a full and complete response to a final Office Action dated September 21, 2009. In view of the amendments and remarks herein, the Examiner is respectfully requested to give due reconsideration to this application, to indicate the allowability of the claims, and to pass this case to issue.

Status of the Claims

Claims 1-5, 7-15, 17-24 and 26-29 are currently pending and under consideration in this application. Claim 1 is independent and claims 2-5 and 7-10 depend therefrom. Claim 11 is independent and claims 12-15 and 17-20 depend therefrom. Claim 21 is independent and claims 22-24 and 26-27 depend therefrom. Independent claims 1, 11 and 21 and dependent claims 2-5, 7-10, 12-20, 22-24 and 26-29 are currently amended. Claims 6, 16 and 25 have been previously cancelled. No new matter is added.

Response to Claim Rejections under 35 U.S.C. § 103(a)

Claims 1-2, 4-5, 8, 11, 13-15 and 18 stand rejected under 35 U.S.C. § 103(a) over US 4,219,072 to Barlow ("Barlow") in view of GB 2,049,922 to Stuecheli ("Stuecheli"). Claims 1-4, 11 and 14 stand rejected under 35 U.S.C. § 103(a) as being anticipated by US 4,086,958 to Lindner *et al.* ("Lindner") in view of Stuecheli. Claims 10 and 20 stand rejected under 35 U.S.C. § 103(a) over Barlow in view of Stuecheli and further in view of US 5,785,885 to Kakiuchi *et al.* ("Kakiuchi"). Claims 7 and 17 stand rejected under 35 U.S.C. § 103(a) over Barlow in view of Stuecheli and further in view of US 4,953,330 to Noji *et al.* ("Noji"). Claims 9 and 19 stand rejected under 35 U.S.C. § 103(a) over Barlow in view of Stuecheli and further in view of WO 03/019099 to Strasser ("Strasser"). Claims 12, 21-24 and 27 stand rejected under 35 U.S.C. § 103(a) over Barlow in view of Stuecheli and further in view of US 6,056,043 to Strahle *et al.* ("Strahle"). Claim 26 stands rejected under 35 U.S.C. § 103(a) over Barlow in view of Stuecheli and Strahle and further in view of Noji. Claim 28 stands rejected under 35 U.S.C. § 103(a) over Barlow in view of Stuecheli and Strahle and further in view of Strasser. Claim 29 stands rejected under 35 U.S.C. § 103(a) over Barlow in view of Stuecheli and Strahle and further in view of Kakiuchi. Applicants respectfully traverse.

Claim Rejections Under 35 U.S.C. § 103(a) Are Moot

Each of the independent claims of this application have been amended to recite “a transportable heat storage unit”, as well as “a transportable heat storage container”. The claims of this application each recite a "transportable" heat storage unit. In view of the amendment to the claims of this application, all previous rejections under 35 U.S.C. § 103(a) are moot. Applicants request the withdrawal of these rejections.

Response to Claim Rejections Under 35 U.S.C. § 103(a)

Applicants respectfully assert that none of the cited documents disclose, teach or suggest the “transportable heat storage unit” recited in Applicants’ claims. In fact, the cited references teach away from Applicant’s claim recitations. The documents cited in the Office Action disclose fixtures and aspects relating to fixtures in processing facilities.

Applicants’ “transportable heat storage unit” is distinguished over the fixed unit operations of processing facilities as disclosed in the cited documents of the Office Action. Having “a transportable heat storage container” is not disclosed, taught or suggested by any of the cited documents.

As discussed above, none of the cited documents (*i.e.*, Barlow, Stuecheli, Lindner, Kakiuchi, Noji, Strasser and Strahle disclose, teach or suggest all elements of any of claims 1-5, 7-15, 17-24 and 26-29). Applicants respectfully assert that none of the cited references, whether considered separately, or in combination, teach or suggest all claimed elements of claims 1-5, 7-15, 17-24 and 26-29. Additionally, at the time the invention was made, one of ordinary skill in the art could not and would not achieve all the features as recited in any of claims 1-5, 7-15, 17-24 and 26-29. In view of the deficiencies of the cited references, no likelihood of success in practicing Applicants’ claims exists upon combination of any of the cited references. Thus, no *prima facie* case of obviousness under 35 U.S.C. § 103(a) exists. Applicants respectfully request the withdrawal of all rejections under 35 U.S.C. § 103(a) and the allowance of this application.

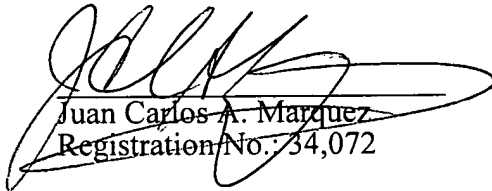
CONCLUSION

In view of the above, Applicants respectfully request early and favorable action with regard to the present application, and a Notice of Allowance for all pending claims is earnestly solicited.

Favorable reconsideration of this application is respectfully solicited. Should there be any outstanding issues requiring discussion that would further the prosecution and allowance of the above-captioned application, the Examiner is requested to contact the Applicants' undersigned representative at the address and telephone number indicated below.

Respectfully submitted,

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